

1

2 IN THE UNITED STATES DISTRICT COURT

3

FOR THE NORTHERN DISTRICT OF CALIFORNIA

4

5 DIGITAL REG OF TEXAS, LLC,

6

Plaintiff,

FILED

No. C 12-1971 CW

7

ADOBE SYSTEMS, INC.,

SEP 08 2014

8

Defendant.

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND

9

10
11 We, the jury in the above-titled action, return the following
verdict on the questions submitted to us:

12

INFRINGEMENT

13

14

1. Direct Infringement: Has Digital Reg proven it is more
likely than not that Adobe has infringed any of the following
claims? Enter "yes" or "no" in each box.

15

16

	Adobe Activation
'670 patent, claim 45 (independent)	No

17

18

19

20

21

22

23

24

25

26

27

28

	Adobe LiveCycle
'670 patent, claim 45 (independent)	No
'670 patent, claim 52 (dependent on claim 45)	No

1 2. Indirect Infringement: Has Digital Reg proven it is more
 2 likely than not that Adobe indirectly infringed any of the
 3 following claims? Enter "yes" or "no" in each box.

	Adobe Activation
'541 patent, claim 1 (independent)	No decision
'541 patent, claim 2 (dependent on claim 1)	No decision
'541 patent, claim 4 (dependent on claim 1)	No decision
'541 patent, claim 13 (dependent on claim 1)	No decision
'670 patent, claim 45 (independent)	No

	Adobe Flash
'541 patent, claim 1 (independent)	No decision
'541 patent, claim 2 (dependent on claim 1)	No decision
'541 patent, claim 4 (dependent on claim 1)	No decision
'541 patent, claim 13 (dependent on claim 1)	No decision

1		Adobe LiveCycle
2	'541 patent, claim 1 (independent)	No
3	'541 patent, claim 2. (dependent on claim 1)	No
4	'541 patent, claim 4 (dependent on claim 1)	No
5	'541 patent, claim 13 (dependent on claim 1)	No
6	'670 patent, claim 45 (independent)	No
7	'670 patent, claim 52 (dependent on claim 45)	No

INVALIDITY

3. Anticipation: Has Adobe proven that it is highly probable that the following claims of Digital Reg's patents were anticipated, or, in other words, not new? Enter "yes" or "no" in each box.

16		Anticipated?
17	'670 patent, claim 32 (independent)	No
18	'670 patent, claim 45 (independent)	No
19	'670 patent, claim 52 (dependent on claim 45)	No

1 4. Obviousness: Has Adobe proven that it is highly probable
 2 that the following claims of Digital Reg's patents would have
 3 been obvious to a person of ordinary skill in the field at
 4 the time the patent application was filed? Enter "yes" or
 5 "no" in each box.

	Obvious?
'541 patent, claim 1 (independent)	Yes
'541 patent, claim 2 (dependent on claim 1)	Yes
'541 patent, claim 4 (dependent on claim 1)	Yes
'541 patent, claim 13 (dependent on claim 1)	Yes
'670 patent, claim 32 (independent)	Yes
'670 patent, claim 45 (independent)	Yes
'670 patent, claim 52 (dependent on claim 45)	Yes

16
 17 If you found that at least one product infringes at least one
 18 valid patent claim (i.e. you answered "yes" as to infringement of
 19 a claim by a product in either questions 1 or 2, and "no" as to
 20 each of the invalidity defenses regarding that claim in questions
 21 3 and 4), proceed to answer questions 5 and 6. If not, do not
 22 answer the remaining questions and proceed to review and sign the
 23 verdict form.

DAMAGES (IF APPLICABLE)

24 5. Reasonable Royalty: For the claims that you found valid
 25 and infringed by Adobe's accused products, what royalty
 26 amount has Digital Reg proven that it should have received
 27 from Adobe?

28 a) Either an on-going royalty payment:

Royalty rate: _____ %

x Royalty base: \$ _____

= Damages award: \$ _____

b) Or a one-time payment of: \$ _____

1
2 WILLFULNESS (IF APPLICABLE)
3

4 6. Willful Infringement: Has Digital Reg proven that it is
5 highly probable that Adobe actually knew, or the evidence was
6 so obvious that Adobe should have known, that its actions
7 constituted infringement of a valid and enforceable patent?

8 Yes _____ No _____
9

10 You have now reached the end of the verdict form and should review
11 it to ensure it accurately reflects your determinations. Please
12 have the presiding juror sign, date and return this form.
13

14 Dated: Sep 8/2014

15 Michael Bang
16 Presiding Juror
17